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HERBERT C. HALL

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

HERBERT C. HALL,

Plaintiff,

v.

SUNTRUST MORTGAGE, INC. a business entity
form unknown, TRUSTEE CORPS, a business
entity form unknown; and DOES 1 through 50;

Defendants.

Case No.: CV12-02451 MEJ

**JOINT STIPULATION AND REQUEST FOR
PARTIAL DISMISSAL; REQUEST TO
STRIKE PUNITIVE DAMAGES**

Complaint Filed: April 16, 2012

TO THE COURT, ALL PARTIES AND TO THEIR COUNSEL OF RECORD:

WHEREAS: The parties are currently engaged in settlement negotiations;

WHEREAS: Plaintiff stipulates to dismissal with prejudice of Counts two through five of the Complaint filed on April 16, 2012, constituting the following causes of action: (Count 2) Fraud; (Count 3) Conversion; (Count 4) Violation of Business & Professions Code § 17200; (Count 5) Financial Elder Abuse.

WHEREAS: Plaintiff agrees to strike with prejudice, the punitive and exemplary damages requests in the Complaint and the Prayer.

1 WHEREAS: The parties request that this action be temporarily stayed while the parties engage
2 in further settlement discussions.

3
4 Dated: May 31, 2012

Respectfully submitted,

5 **LAW OFFICES OF GENE W. CHOE, APC**

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7 By: 

8 Luis W. Camacho
9 Attorney for Plaintiff
10 HERBERT C. HALL

11 **AKERMAN SENTERFITT LLP**

12 By: /s/ Bryan M. Leifer

13 Bryan M. Leifer
14 Attorney for Defendant
15 SUNTRUST MORTGAGE, INC.

AKERMAN SENTERFITT LLP

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**~~PROPOSED~~ ORDER GRANTING THE
JOINT STIPULATION OF THE PARTIES**

Complaint Filed: April 16, 2012

The Court has considered the joint stipulation between Defendant SunTrust Mortgage, Inc.
and plaintiff Herbert C. Hall.

The Court grants the joint stipulation and the counts two through five are hereby dismissed
with prejudice, and plaintiff's request for punitive and exemplary damages is stricken. The Court
hereby stays the proceedings.

Dated: June 1st, 2011

By: 

Hon. Magistrate Judge Maria-Elena James